**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**

FIRST APPEAL NO.996 OF 1999

Maharashtra State Road Transport
Corporation ...Appellant
Vs.
Shri Qasamali Ahamadsab Shaik & Ors. ...Respondents

WITH
FIRST APPEAL NO.997 OF 1999

Maharashtra State Road Transport
Corporation ...Appellant
Vs.
Bharat Bhagwan Mane & Ors. ...Respondents

WITH
FIRST APPEAL NO.998 OF 1999

Maharashtra State Road Transport
Corporation ...Appellant
Vs.
Smt.Hafizabai Haji Jainuddin & Ors. ...Respondents

AND
FIRST APPEAL NO.999 OF 1999

Maharashtra State Road Transport
Corporation ...Appellant
Vs.
Smt Ranubai Ram Salunkhe & Ors. ...Respondents

Shri C.M.Lokesh i/by Shri G.S. Hegade for the Appellant in all Appeals.

Shri M.G. Barve for the Respondent No.7 in all the Appeals.

**CORAM : A. S. OKA, J.**

**DATE : JULY 07, 2006.**

**JUDGMENT:**

1. On 15th June, 2006 submissions of the learned

Advocates appearing for the parties were fully heard. However, the judgment was not delivered as Shri Barve appearing for the Respondent No.7 sought time to place on record a copy of the Judgment of the Division Bench in companion Appeals.

2. These Appeals are preferred by the Appellant-Maharashtra State Road Transport Corporation taking exception to the Judgments and Awards made by the learned Member of the Motor Accident Claims Tribunal, Pune by which Claim Petitions under section 166 of the Motor Vehicles Act, 1988 were allowed.

3. The Claim Petitions arise out of accident involving a bus owned by the Appellant and a truck resulting in the death of twenty-four passengers and injury to twenty-two passengers who were travelling in the bus. The Tribunal decided the Claim Petitions in different groups. The Tribunal held that the cause of the accident is the composite negligence on the part of the drivers of the bus and the truck.

4. In view of decision dated 02nd March, 2000 in Civil Application No.8824 of 1999 in First Appeal

No.121 of 2000 the awards made by the Tribunal in the companion Claim Petitions have been confirmed.

5. In awards which are subject matter of these Appeals, compensation has been awarded on account of injuries sustained by the passengers in bus. In one case compensation has been awarded on account of death of a passenger. After having heard the learned Advocates appearing for the parties, I find no infirmity in the impugned Judgments and Awards. The liability is disputed on the ground that entire negligence was of the driver of the bus. It is to be noted that Tribunal has held that in case of some Awards, the Appellant did not prefer any Appeal. No case is made out for interference. Appeals are dismissed. Civil Applications do not survive. Hence, rejected.

**JUDGE**